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7 UNITED STATES DISTRICT COURT
8 FOR THE WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 ARLENE M. BROWN,

11 Plaintiff,

12 v.

13 THE BOEING COMPANY and EMPLOYEE
14 BENEFIT PLANS COMMITTEE,

15 Defendants.

NO. C17-1354 RSM

STIPULATED MOTION AND ORDER
TO EXTEND DEADLINES ON
REMAND

16 **STIPULATED MOTION TO EXTEND DEADLINES ON REMAND**

17 The Parties hereby file this stipulated motion pursuant to LCR 7(d)(1) and 10(g) to
18 request that the Court extend the deadlines previously set for the remand of Plaintiff's claim for
19 benefits to Defendant the Employee Benefit Plans Committee ("Committee"). The Parties
20 respectfully submit that good cause exists to extend the deadlines on remand while the Parties
21 explore alternate methods of resolving this matter. In support of their Stipulated Motion, the
22 Parties state as follows:

23 1. On June 3, 2019, the Parties made a Stipulated Motion to Stay Case Pending
Remand to Employee Benefit Plans Committee. ECF 76. The Parties therein agreed that, within
105 days of the Court entering an order staying the federal court proceedings in this matter,

1 “Plaintiff (through her counsel) shall . . . submit any comments, documents, records, or other
2 information she so chooses to the Committee for its review.” ECF 76 at 2–3. The Parties further
3 agreed that the Committee would “then have 60 days to render its determination on Plaintiff’s
4 claim, which may be extended an additional 60 days pursuant to 29 C.F.R. § 2560.503-
5 1(i)(1)(i).” *Id.* at 3.

6 2. The Court entered an order granting the Parties’ Stipulated Motion to Stay Case
7 Pending Remand to Employee Benefit Plans Committee on June 4, 2019. ECF 77. The Court
8 directed the Parties to file a joint status report within 180 days of entry of the order. *Id.* The
9 proceedings in this matter have therefore been stayed pending a remand to the Employee
10 Benefit Plans Committee of Plaintiff’s administrative claim.

11 3. Plaintiff’s initial deadline to submit any comments, documents, records, or other
12 information to the Committee for its review was September 17, 2019. The Parties agreed and
13 stipulated that good cause existed to extend that deadline, and on September 16, 2019, they
14 made a stipulated motion to extend those deadlines on remand. *See* ECF 78. The Court granted
15 the Motion, *see* ECF 79, and Plaintiff’s deadline to provide materials to the Employee Benefit
16 Plans Committee for Review is October 17, 2019. The Court thereafter granted a further motion
17 to extend Plaintiff’s deadline to November 18, 2019. *See* ECF 81.

18 4. The Parties hereby stipulate and agree that good cause exists to extend
19 Plaintiff’s November 18, 2019 deadline to provide materials to the Employee Benefit Plans
20 Committee by one more week. The Parties therefore stipulate to extend that deadline to
21 November 25, 2019.

22 4. The Parties further agree that the Committee will then have 60 days to render its
23 determination on Plaintiff’s claim, which may be extended an additional 60 days pursuant to

1 29 C.F.R. § 2560.503-1(i)(1)(i).

2 5. The Parties have been ordered to file a joint status report no later than January 3,
3 2020, *see* ECF 79, and they respectfully propose that their status report deadline remain the
4 same.

5 WHEREFORE, the Parties jointly ask the Court to extend the Parties' deadlines on
6 remand as set forth above.

7 IT IS SO STIPULATED.

8 DATED this 18th day of November, 2019.

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Company and The Boeing Company
Employee Benefit Plans Committee*

21 **ORDER**

22 The Court hereby grants the Parties' Stipulated Motion to Extend Deadlines on
23 Remand. The Parties are directed to file a joint status report no later than January 3, 2020.

1 DATED this 20th day of November 2019.

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3 RICARDO S. MARTINEZ
4 CHIEF UNITED STATES DISTRICT JUDGE

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6 Presented by:

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